

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

PHUONG DUONG,	FINAL DECISION AND ORDER
D/B/A KNAILS,	LS9908022BAC
RESPONDENTS	

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**Division of Enforcement Case No. 98 BAC 086**

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

*Phuong Duong*  
*KNails*  
*2061 McCoy Rd.*  
*Sun Prairie, WI 53590*

*Barbering and Cosmetology Examining Board*  
*P.O. Box 8935*  
*Madison, WI 53708-8935*

*Department of Regulation and Licensing*  
*Division of Enforcement*  
*P.O. Box 8935*  
*Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

**FINDINGS OF FACT**

- KNails, 2061 McCoy Rd., Sun Prairie, WI 53590, is duly licensed as a manicuring establishment in the state of Wisconsin (license #1034). This license was first granted on October 8, 1997. Phuong Duong is listed with the Department of Regulation and Licensing as the owner of KNails. As owner, Ms. Duong is and was at all times relevant to this action responsible for compliance with ch. 454, Stats. and Wisconsin Administrative Code chs. BC 2, 3 and 4.
- On exact dates unknown, but at least on January 13, 1999, KNails utilized in its practice a bonding product containing methyl methacrylate. This product is banned for use as a bonding agent for artificial nails in the practice of manicuring.
- In resolution of this matter, Ms. Duong consents to the entry of the following Conclusions of Law and Order.

**CONCLUSIONS OF LAW**

By the conduct referred to in ¶ 2, above, Phuong Duong, d/b/a KNails, violated sec. 454.15(2)(i) and Wis. Admin. Code § 2.30(5).

**ORDER**

NOW, THEREFORE, **IT IS HEREBY ORDERED** that

1. Phuong Duong, d/b/a KNails, shall **CEASE AND DESIST** from all use of products containing methyl methacrylate [MMA] in the practice of manicuring.

2. Phuong Duong, d/b/a KNails, shall PAY to the Department of Regulation and Licensing a FORFEITURE of ONE THOUSAND dollars (\$1,000.00). Payment shall be submitted as follows:

\$250.00 due on or before July 15, 1999;

\$250.00 due on or before September 15, 1999;

\$250.00 due on or before November 15, 1999; and

\$250.00 due on or before January 15, 2000.

3. Payment shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

**IT IS FURTHER ORDERED** that

4. In the event Respondents fail to comply with the terms set forth above, the establishment license of KNails (#1034) **SHALL BE SUSPENDED**, without further notice or hearing, until Respondents have complied with the terms of this Order.

This Order shall become effective upon the date of its signing.

BARBERING AND COSMETOLOGY EXAMINING BOARD

By:

Barbara Flaherty

A member of the Board

August 2, 1999

Date